IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE THIRTIETH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.24782 of 2004

Between:

Bandi Gowrishankar, S/o. Late B. Venkatesham Goud,
R/o. H.No.20-2-64/6, Turab Nagar, Bagh Amberpet, Hyderabad.

..... PETITIONER

AND

1 The District Collector (Panchayat Raj),. Ranga Reddy District,

Lakdikapool, Hyderabad.
2 The Panchayat Secretary, Boduppal Gram Panchayt,
Uppal Mandal, R.R.District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more particularly one in the nature of Writ of Mandamus directing the respondents herein to consider the applications of the petitioner dt. 5.11.2003 and 15.6.2004 for construction permission in respect of open plot admeasuring 216.66 sq. yards in Survey No.103 situated at Boduppal Village, Uppal Mandal, R.R.District as per the provisions of A.P. Panchayat Raj Act, 1994.

Counsel for the Petitioner: MR.E.MADAN MOHAN RAO

Counsel for the Respondents: GP FOR PANCHAYAT RAJ & RURAL DEVELOPMENT.

The Court, at the admission stage, made the following:

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ORDER:

The petitioner claims to be owner and possessor of open plot admeasuring 216.66 sq. yards situated in Survey No.103 of Boduppal village, Uppal Mandal, Ranga Reddy District, having acquired the same from his father. It is stated that during his life time, the father of the petitioner has made an application dated 05.11.2003 to the second respondent-Panchayat Secretary seeking permission for construction of a House in the said plot and due to ill-health the father of the petitioner could not pursue the matter and died on 25.5.2004. The grievance of the petitioner is that subsequent to the death of his father, he made another application dated 15.06.2004 to the 2nd respondent-Panchayat Secretary seeking permission for construction of a House in the plot in question, but no action has been taken so far. Hence, he filed the present writ petition.

Heard the learned counsel for petitioner and learned Government Pleader for Panchayat Raj. Both counsel agreed to dispose of the writ petition at the admission stage.

Since the representation of the petitioner dated 15.06.2004 is said to be pending consideration before the 2nd respondent - Panchayat Secretary, without going into the merits of the matter, I deem it appropriate to dispose of the writ petition with a direction to the 2nd respondent-Panchayat Secretary to consider the same and pass appropriate orders thereon in accordance with law within a period of two months from the date of receipt of a copy of this order.

With the above direction, the writ petition is disposed of at the admission stage. No costs.

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(N.V. RAMANA, J)

Date: 30.12.2004

Nsr/Tvk

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The District Collector (Panchayat Raj),. Ranga Reddy District,

Lakdikapool, Hyderabad.

2 The Panchayat Secretary, Boduppal Gram Panchayt,
Uppal Mandal, R.R.District.

3 Two CCs to GP for Panchayat Raj and Rural Development, High Court

of AP, Hyderabad (OUT)

4 Two CD copies.